

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

TIMOTHY WALKER, individually and on  
behalf of all others similarly situated,

Plaintiff,

v.

KEURIG DR PEPPER INC.,

Defendant.

Case No. 2:22-cv-05557-MKB-SIL

Hon. MARGO K. BRODIE

**DEFENDANT KEURIG DR PEPPER  
INC.'S NOTICE OF MOTION TO  
DISMISS PLAINTIFF'S AMENDED  
CLASS ACTION COMPLAINT**

PLEASE TAKE NOTICE that upon Keurig Dr Pepper Inc.'s Memorandum of Law in Support of Its Motion to Dismiss Plaintiff's Amended Class Action Complaint, and all prior pleadings and proceedings heretofore had herein, Defendant Keurig Dr Pepper Inc. ("KDP") hereby moves this Court, before the Honorable Margo K. Brodie, at the Eastern District of New York Courthouse located at 225 Cadman Plaza East, Brooklyn, New York 11201, for an order pursuant to Fed. R. Civ. P. 12(b)(1), 12(b)(2) and 12(b)(6) dismissing with prejudice all claims in the Amended Class Action Complaint of Plaintiff Timothy Walker for failure to state a cause of action, lack of standing, and lack of personal jurisdiction, and granting KDP such other, further and different relief as the Court deems just and proper.

*[signature page follows]*

Dated: November 6, 2023

Respectfully submitted,

By: /s/ Pieter Van Tol

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